

REMARKS

At the time of the Office Action dated May 21, 2007, claims 2, 3, 8-10, 12-14, 16, 18, 20, and 21 were pending in this application. In this amendment, claims 2, 3, 8-10, 12-14, 16, 18, 20, and 21 have been canceled, without prejudice, reserving right to prosecution in a continuation application, and claims 23 and 24 added. Care has been exercised to avoid the introduction of new matter. Support for the present Amendment should be apparent throughout the originally filed disclosure of the specification.

The Rejection of Claims 2, 3, 8-10, 12-14, 16, 18, 20, and 21

Applicant submits that by the cancellation of claims 2, 3, 8-10, 12-14, 16, 18, 20, and 21, all the pending rejections have been rendered moot (see paragraphs 6, 8, 10, and 11). Applicant further notes that the present Office Action addresses claims 4, 6, 7, 17, and 19 in paragraphs 9 and 12. However, claims 4, 6, 7, 17, and 19 were canceled by the Amendment filed July 31, 2006, in responding to the final Office Action dated February 10, 2006. The Advisory Action dated September 6, 2006, indicated that the amendment would be entered for purposes of appeal.

Accordingly, Applicant solicits withdrawal of the rejection of the claims.

New Claims 23 and 24

Applicant believes that new claims 23 and 24 are patentable over the cited references. For example, controlling the amount of image data to be transmitted by referring to the transfer condition in the transfer condition table is neither disclosed nor suggested by the references. Further, updating the transfer condition table on the basis of the measured value of the transmission rate of the network received from the receiving apparatus or a relay terminal is

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neither disclosed nor suggested by the references. Applicant respectfully solicits favorable consideration of new claims 23 and 24.

Conclusion

Applicant respectfully solicits the Examiner's indication that the application is in condition for allowance.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Tomoki Tanida
Registration No. 60,453

600 13th Street, N.W.
Washington, DC 20005-3096
Phone: 202.756.8000 SAB:TT
Facsimile: 202.756.8087
Date: August 20, 2007

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as our correspondence address.**

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